IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

COMPANY PETITION NO.263 OF 2004

M/s. Lonza SpA ..Petitioner.

Vs.

M/s. Futuristic Offshore Services & Chemical Ltd.
(formerly known as M/s. Ganesh Anhydride Ltd.) ..Respondent.

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Mrs. U.S. Srivastava i/b Consulta Juris for the Petitioner.
None for the Respondent.

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CORAM: **DR. D.Y. CHANDRACHUD, J.**

16th June, 2007.

P.C. :

1. The Petition is founded on a claim of Rs.3,79,10,497/- in respect of goods sold, supplied and delivered. A statutory notice was issued on 18th September, 2003 to which there was no reply. An affidavit of service dated 4th March, 2005 has been filed. The Company has failed to enter appearance or to advance any defence to the Petition for winding up. Accepting the averments therefore contained in the Petition it is evident that there is a debt due and payable.

2. The Company Petition is accordingly made absolute in terms of prayer clauses (a) and (b), except for the bracketed portion.